

District	Off.	Yr.	Number	OR	Mo.	Day	Yr.	J	Suit	23	Judge	Mag.	Dem	ARB	MDL Docket	Yr.	Docket Numl
0978	2	98	531	1	03	27	98	1	890		7808	78AD				98	531

CAUSE: 43 USC 1701 et seq. Civil action to enjoin Defendant's unlawful use and occupancy of p
lands and to collect damages pursuant to Federal Land Policy and Management Act, as amended.

PLAINTIFFS DEFENDANTS

UNITED STATES OF AMERICA

BUNDY, CLIVEN ✓

FOR PLAINTIFF

ATTORNEYS

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**STATISTICAL REPORT
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DATE	RECEIPT NUMBER	C.D. NUMBER	Filing
			Termination
			Change

DC 111A
(Rev. 1/75)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	JBR CV-S-98-531-LDG(RJ) DOCKET NO.
UNITED STATES OF AMERICA	CLIVEN BUNDY	PAGE 2 OF PAGE

DATE	NR.	PROCEEDINGS
3/27/98	1	COMPLAINT. efm
--	-	SUMMONS issd to P (1) (AT) efm
--	-	JS-5 (AT) efm
3/30/98	2	EXPARTE APPLCIAITON/ORDER (LDG) ORD actn sealed til papers have been served. Cps dist (AT)efm
4/7/98	3	PROCESS RECEIPT/RETURN of USM Def. served sums & cmplt on 3/30/98. efm
4/17/98	4	ANSWER to cmplt & MOTION to dismiss obo D (m) (AT) bh # 19 (DISPO: resp #5, reply # 7 denied FLD SEPERATYLY DUE TO SIZE)
5/5/98	5	RESPONSE in oppo to D/Bundy;s mtn to dismiss #4 obo P. (m) (AT) bh
5/7/98	6	MINUTE ORDER (HDM) ORD dtd 5/6/98 that the above-entild actn is reassigned to Hon JBR. Cnsl are advsd that allf ur docs shl bear the correct case #CV-S-9. 531-JBR(RJJ). The Clk/Ct shl cahnge to dkt & file. cps dist (AT) bh
5/18/98	7	REPLY to #5 in re mtn 4 obo D
5/22/98	--	Submitted to JBR #s 4, 5 and 7. (BF)
6/2/98	8	NOTICE OF ERRATA re proposed discovery plan & scheduling ord. (AT) kly
6/2/98	--	Sub to RJJ for Disc Plan & Scl. Ord. AO
6/5/98	9	SUPPLEMENTAL Pts & Author in supp of Ds mtn to dismiss #4. (m) (AT)kl
6/8/98	--	Submitted to RJJ #s 9 and 4. (BF)
6/8/98	--	Sub # 10 AO
6/8/98	10	DISCOVERY PLAN/SCHEDULING ORDER (RJJ) ORD DISC EXP 10/14/98; MTNS DUE 11/13/98; JT PTO DUE 11/13/98 etc. Cpys dist. (AT) kly
6/15/98		
7/23/98	11	MOTION for S/J obo D. (m) (AT)kly FILED SEPARATELY (DISPO: oppo # 14 Granted # 19)
8/11/98	12	STIPULATION/ORDER (JBR) ORD ext of time for D to rspnd to US mtn S/J (#11) to 8/24/98. Cpys dist. (AT)kly
8/14/98	13	INTERIM STATUS REPORT obo P. (m)kly

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PLAINTIFF		DEFENDANT	CV-S-98-531-JBR(RJJ)
CLIVEN D. BUNDY		USA	DOCKET NO. _____ PAGE <u>3</u> OF _____ PAGES
DATE	NR.	PROCEEDINGS	
8/24/98	14	OPPOSITION to US mtn for S/J (#11) obo D. MOTION to strike US mtn for S/J (#11) obo D. (m)(AT)kly <i>Denied # 19</i> (DISPO: Oppo # 16 Reply # 17 Supp p's & authorities - Supp # 17 -> 8	
9/8/98	15	REPLY to oppo (#14) in supp of its mtn for S/J (#11) obo P. (m)(AT)kly <i>Submitted to BR # 11, 14 and 15. (B)</i>	
9/10/98	16	OPPOSITION to mtn to strike US mtn for S/J (#14) obo P. (m)(AT)kly	
9/23/98	17	REPLY to oppo (#16) to mtn to strike US mtn for S/J (#14) obo D. (m)(AT)kly <i>Submitted to BR # 14, 16 and 17. (B)</i>	
11/2/98	18	SUPPLEMENTAL p's & authorities in supprt of Ds reply (#17) to US oppo (#16) to Ds mtn to strike US mtn for S/J (#14) obo D. (m)(AT)kly <i>Submitted to BR # 17 & 19. (B)</i>	
11/3/98	19	ORDER (JBR) ORD Ds mtn to dismiss (#4) is DENIED . FUR ORD Ps mtn for S/J (#11) is GRANTED as to the permanent injunctn. FUR ORD Def is permanently enlined frm grazing his livestock w/in Bunkerville Allotment etc. FUR ORD US shall be entitled to trespass damages in amnt of \$200.00 per day per head etc. FUR ORD Ds mtn to strike mtn for J/J #14 is DENIED . (EOD 11/4/98) Cpys dist. (AT)kly	
11/4/98	20	JUDGMENT (lsw/kly) ORD Judgment is for Ps and against D. (EOD 11/4/98) Cpys dist. kly	
11/4/98	--	JS-6 (AT)kly	
11/18/98	21	MOTION for decision on damages obo P. (m)(AT)kly (DISPO:	
11/30/98	22	EMERGENCY MOTION for stay pending appeal obo D. (m)(AT)kly (DISPO: Oppo # 30 Reply # 34 <i>Denied # 35</i>	
11/30/98	23	NOTICE OF APPEAL obo D. (m)(AT)kly (Filing fees pd #28455) (DISPO: <i>DC Judge affirmed</i> C/A # <u>98-17293</u> # 42	
11/30/98	24	TRANSMITTAL LETTER (cpy) to C/A frm D/C re ntc/appeal. DOCKET FEE PAYMENT NOTIFICATION FORM (cpy) to C/A; C/A & D/C fees pd. Cpys dist. (AT)kly	
11/30/98	25	CERTIFICATE OF RECORD (cpy) Record complete for appeal. Orig to C/A. Cpys dist. kly	
11/30/98	26	TRANSMITTAL LETTER (cpy) to clk frm clk/D/C re cert/rec & rec reten. Orig to C/A. Cpys dist. (AT)kly	
11/30/98	--	DOCKET SHEET (cc) Clks rec'd retained by D/C. kly <i>Submitted to BR # 22. (B)</i>	

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PLAINTIFF		DEFENDANT	CV-S-98-531-JBR(RJJ)	DOCKET NO. _____
CLIVEN D BUNDY		USA		PAGE 4 OF ____ PAG
DATE	NR.	PROCEEDINGS		
12/2/98	27	LETTER to C/A w/ cpy of notc of appeal. kly		
12-10-98	--	<i>Submitted to BR #21 (BF)</i>		
12/15/98	28	ORDER (JBR) ORD Ps mtn for decision on damages (#21) is DENIED w/out prej. (EOD 12/15/98)Cpys dist. (AT)kly		
12/15/98	29	JUDGMENT (lsw/kly) ORD Ps mtn for decision on damages is DENIED w/out prej. (EOD 12/15/98)Cpys dist. kly		
12/16/98	30	OPPOSITION to Ps emerg mtn for stay pendng appeal (#22) obo P. (m)(AT)kly		
12/16/98	31	NOTICE of errata re oppo (#30) obo P. (m)(AT)kly		
12/17/98	32	COPY frm C/A of #24, 24 & 26. Appeal assigned #98-17293. (AT)kly		
12/17/98	33	BRIEFING SCHEDULE frm C/A.		
12/29/98	34	REPLY to US oppo (#30) to Ds emerg mtn for stay (#22) obo D. (m)(AT)kly		
12/30/98	--	<i>Submitted to BR #s 22, 30, 31 & 34. (BF)</i>		
1/6/99	35	ORDER (JBR) ORD Ds emergency mtn for stay pending appeal (#22) is DENIED. (EOD 1/7/99)Cpys dist. (AT)kly		
1/27/99	36	MOTION to enforce permanent injunction obo P. (m)(AT)kly (DISPO: NO C/Ps Reply # 37 - w/ERRATUM to Ps Reply Granted # 39)		
1-28-99	--	<i>Submitted to BR #36 (BF)</i>		
2/24/99	37	REPLY in supprt of the US mtn to inforce injunction obo P. (m)(AT)kly		
2/25/99	--	<i>Submitted to BR #37. (BF)</i>		
2/25/99	38	ORDER (cpy) frm C/A appellant's emergency mtn for stay pending appeal is denie Briefing sched est previously shall remain in effect. kly		
2/26/99	39	ERRATUM to Ps Reply #37 (in re Mtn #36)(m) sml		
3/1/99	--	<i>Submitted to BR #37, 36 & 39 (BF)</i>		
4/22/99	40	TRANSMITTAL LETTER (cpy) to C/A frm D/C re recrd on appeal. Cpys dist. Orig to C/A. (AT)kly		
4/22/99	--	RECORD ON APPEAL shipped to C/A this date via UPS - 2 vol clk's recrd & 2 fldr w/oversized documnts ##4&11. kly		
4/22/99	--	DOCKET SHEET (cc) kly		

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PLAINTIFF		DEFENDANT	CV-S-98-531-JBR(RJJ)
USA		CLIVEN D BUNDY	DOCKET NO. _____
			PAGE <u>5</u> OF _____ PAGES

DATE	NR.	PROCEEDINGS
4/29/99	41	COPY frm C/A of #40. kly
7/22/99	42	ORDER (REINHARDT, TROTT & MCKEOWN)(cc 7/7/99) ORD C/A rejects Bundy's contention. The judgmnt of the DC is AFFIRMED. Cpys dist. (AT)kly
7/22/99	43	JUDGMENT (cc 7/7/99) ORD that the judgment of the said Dist Ct in this cause be, and hereby is AFFIRMED. Cpys dist. kly
7/23/99	--	Submitted to JBR #s 42-43. (AT)
8/2/99	44	ORDER ON MANDATE (JBR) ORD mandate be spread upon the records of this court. (EOD 8/2/99) Cpys dist. (AT)kly
9/17/99	45	ORDER (JBR) ORD US mtn to enforce injunctn (#36) is GRANTED with modifications. FUR ORD D shall remove livestock frm allotmnt as previously ordered by the ct in the ordn (#19) entered on 11/4/98. FUR ORD D shall pay to the US \$1,377.00 as willful repeated trespass damages for 51 cattle frm 12/1/98-12/31/98. FUR ORD D shall pay to US \$45.90 per day for ea day Ds livestock remains on the allotmnt commencing 1/1/99. FUR ORD D shall pay to US \$4,123.06 for the expense incurred by the BLM for 12/15/98 trespass detectn flight. (EOD 9/17/99) Cpys dist. kly
9/17/99	46	JUDGMENT (lsw/kly) ORD US mtn to enforce injunctn is GRANTED w/modificatns. D shall remove livestock frm allotmnt as previously ordered by ct. D shall pay to P \$1,377.00 as willful repeated trespass damages for 51 cattle. D shall pay to P \$45.90 per day for ea day Ds livestock remains on the allotmnt, commencing 1/1/99. D shall pay to P \$4,123.06 fpr exlense omcirred bu tje BLM fpr tje 12/15/98 trespass detectn flight. (EOD 9/17/99) Cpys dist. (AT)kly